

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 1, 2007**

The following case is submitted this date:

E043861 Eveliene S. v. Superior Court; Department of Children's Services

**E042841 In re Daniel M., a Person Coming Under the Juvenile Court
Law.**

The People v. Daniel M.

Opinion

Judgment affirmed with directions.

Richli, J.

We concur: Hollenhorst, Acting P.J., King, J.

E042704 The People v. James Lamont Bagsby

Opinion

Judgment affirmed.

Ramirez, P.J.

We concur: McKinster, J., Gaut, J.

**E041374 In re Buddy M., a Person Coming Under the Juvenile Court
Law.**

The People v. Buddy M.

Opinion

Judgment affirmed.

King, J.

We concur: Hollenhorst, Acting P.J., Richli, J.

**E042792 In re Alissa A. et al., Persons Coming Under the Juvenile Court
Law.**

Department of Children's Services v. J.A.

Opinion

Judgment affirmed.

Hollenhorst, Acting P.J.

We concur: Richli, J., King, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 2, 2007**

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|----------------|---|----------------|
| E043776 | Colleen F. v. Superior Court; Department of Public
Social Services | Opinion |
| | Petition denied.
Hollenhorst, Acting P.J.
We concur: Gaut, J., Miller, J. | |
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| E043687 | Joshua D. v. Superior Court; Department of Public
Social Services | Opinion |
| | Petition denied.
King, J.
We concur: Ramirez, P.J., Richli, J. | |

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 5, 2007**

The following cases are submitted this date:

**E042984 The People v. Eusebio Igualate
E043708 The People v. Rodney Hines**

E039957 The People v. Teeon Richardson
Judgment affirmed.
McKinster, Acting P.J.
We concur: Richli, J., King, J.

Opinion

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 6, 2007**

Court convened at 8:30am

Panel 1a
Present:
Hollenhorst., Acting P.J.
Richli, J.
Miller, J.
Mary Urena, Deputy Clerk

E040153 The People v. Juan Mercado

Merits. Cause called and Jean Matulis, Esq., argued for appellant; Stephanie Chow, Deputy Attorney General, argued for respondent. Cause submitted.

E040848 The People v. Roy Cobb

Merits. Cause called and Barbara A. Smith, Esq., argued for appellant; Robin Derman, Deputy Attorney General, argued for respondent. Cause submitted.

**E042239 In re Amy N. et al., Persons Coming Under the Juvenile Court Law.
Department of Public Social Services v. A.N. et al.**

Merits. Cause called and Nicole A. Williams, Esq., argued for appellant Anthony N.; Dabney B. Finch, Esq., argued for appellant Laurie B.; Anna M. Deckert, Deputy County Counsel, argued for respondent; no appearance on behalf of minors. Cause submitted.

Court recessed.

Court reconvened.

Panel 1
Present:
Richli, J., Acting P.J.
Gaut, J.
King, J.
Mary Urena, Deputy Clerk

E040115 The People v. Timothy Johnson

Merits. Cause called and Robert E. Boyce, Esq., argued for appellant; Scott C. Taylor, Deputy Attorney General, argued for respondent. Cause submitted.

Minutes
November 6, 2007

Court recessed.

Court reconvened.

Panel 1b

Present:

Ramirez, P.J.

Hollenhorst, J.

Gaut., J.

Mary Urena, Deputy Clerk

E041017 The People v. Juan Lopez

Merits. Cause called and Susan K. Keiser, Esq., argued for appellant; Christine L. Bergman, Deputy Attorney General, argued for respondent. Cause submitted.

Court recessed.

Court reconvened.

Panel 1d

Present:

McKinster, Acting P.J.

Gaut., J.

King, J.

Mary Urena, Deputy Clerk

E040884 The People v. James Coronado

Merits. Cause called and Leslie Conrad, Esq., argued for appellant; Alana C. Butler, Deputy Attorney General, argued for respondent. Cause submitted.

Court recessed.

Court reconvened.

Panel 1c

Present:

Ramirez, P.J.

McKinster, J.

Miller, J.

Mary Urena, Deputy Clerk

**Minutes
November 6, 2007**

E041632 The People v. Oneida Aldape

Merits. Cause called and John F. Schuck, Esq., argued for appellant; Scott C. Taylor, Deputy Attorney General, argued for respondent. Cause submitted.

**E039691 In re M.M., a Person Coming Under the Juvenile Court Law.
Department of Public Social Services v. Stephanie K. et al.**

Merits. Cause called and Suzanne Evans, Esq., argued for appellants; Carole A. Nunes Fong, Deputy County Counsel, argued for respondent; M. Elizabeth Handy, Esq., argued for the minor. Cause submitted.

Court recessed.

Court reconvened.

Panel 1d

Present:

McKinster, Acting P.J.

Gaut., J.

King, J.

Mary Urena, Deputy Clerk

E040720 The People v. Nicholas Thurman

Merits. Cause called and Stephen S. Buckley, Esq., argued for appellant; Barry Carlton, Deputy Attorney General, argued for respondent. Cause submitted.

E040241 The People v. Robert Rosenberg

Merits. Cause called and Terrence Joseph Rizzo, Esq., argued for appellant; Kristen K. Chenelia, Deputy Attorney General, argued for respondent. Cause submitted.

E041250 The People v. Danny Leonard

Merits. Cause called and Alan D. Tate, Deputy District Attorney, argued for appellant The People; Richard L. Schwartzberg, Esq., argued for appellant Danny Leonard; Barry Carlton, Deputy Attorney General, argued for respondent. Cause submitted.

E041656 The People v. Brian Stoltie

Merits. Cause called and Allison H. Ting, Esq., argued for appellant; Robin Derman, Deputy Attorney General, argued for respondent. Cause submitted.

Minutes
November 6, 2007

E042460 In re Emily B. et al., Persons Coming Under the Juvenile Court Law.
Department of Public Social Services v. Jennifer N.

Merits. Cause called and Joanne D. Willis Newton, Esq., argued for appellant; Anna M. Deckert, Deputy County Counsel, argued for respondent; M. Elizabeth Handy, Esq., argued for the minor. Cause submitted.

E042227 In re Christopher P., a Person Coming Under the Juvenile Court Law.
Department of Public Social Services v. Thomas P.

Merits. Cause called and Niccol Kording, Esq., argued for appellant; Sophia H. Choi, Deputy County Counsel, argued for respondent; Jennifer Mack, Esq., argued for the minor. Cause submitted.

Court recessed.

Court reconvened at 1:30pm

Panel 2

Present:

McKinster, Acting P.J.

Richli, J.

King, J.

Elizabeth Ceballos, Deputy Clerk

E041401 The People v. Fernando Soria

Merits. Cause called and Sharon M. Jones, Esq., argued for appellant; Lynne G. McGinnis, Deputy Attorney General, argued for respondent. Cause submitted.

E040171 The People v. Chester Killebrew

Merits. Cause called and Leonard J. Klaif, Esq., argued for appellant; Kelley A. Johnson, Deputy Attorney General, argued for respondent. Cause submitted.

E040569 The People v. Leon Barnett

Merits. Cause called and Marianne H. Cox-Harguindeguy, Esq., argued for appellant; Marvin E. Mizell, Deputy Attorney General, argued for respondent. Cause submitted.

E040443 The People v. Ricardo Zenteno

Merits. Cause called and Jaime L. Popper, Esq., argued for appellant; Marissa Bejarano, Deputy Attorney General, appeared for respondent and Daniel Silva, certified law student, argued for respondent. Cause submitted.

Minutes
November 6, 2007

E042361 In re C.R. et al., Persons Coming Under the Juvenile Court Law.
Department of Public Social Services v. Amy R. et al.

Merits. Cause called and , Esq., argued for appellant Amy R.; Karen Dodd, Esq., argued for appellant Jeremy P.; Carole A. Nunes Fong, Deputy County Counsel, argued for respondent; no appearance on behalf of minor. Cause submitted.

E040695 The People v. Christopher Sperling

Merits. Cause called and Lynelle K. Hee, Esq., argued for appellant; Robin Derman, Deputy Attorney General, argued for respondent. Cause submitted.

E038344/ Larry Mauzey v. James Mauzey et al.

E041215 Ronald Mauzey v. James Mauzey et al.

Merits. Cause called and Lee Werner, Esq., argued for appellant; James E. Klinkert, Esq., argued for respondents Kelly Mauzey and James Mauzey; no appearance on behalf of respondent Larry Mauzey; Lee Werner, Esq., argued for respondent Ruth Mauzey; no appearance on behalf of respondent Ronald Mauzey. Cause submitted.

E042077 In re the Marriage of Diane and Victor Anastasi.

Diane Maldonado v. Victor Anastasi

Merits. Cause called and Jonathan T. Tasker, Esq., argued for appellant; Valerie M. Ross, Esq., argued for respondent. Cause submitted.

Court recessed.

Court reconvened.

Panel 2a

Present:

McKinster, Acting P.J.

King, J.

Miller, J.

Elizabeth Ceballos, Deputy Clerk

E039512 The People v. Ernesto Barajas

Merits. Cause called and Richard A. Levy, Esq., argued for appellant; Christopher P. Beesley, Deputy Attorney General, argued for respondent. Cause submitted.

E041364 Save Round Valley Alliance v. County of Inyo

Merits. Cause called and Gabriel Ross, Esq., argued for appellant; Randy Keller, Deputy County Counsel and James S. Reed, Esq., argued for respondent County of Inyo; E. Nathan Schilt, Esq., argued for respondent Jim Walters. Cause submitted.

Minutes
November 6, 2007

E041657 In re the Marriage of Kimberly and Donald King.
Kimberly King v. Donald King

Merits. Cause called and no appearance made on behalf of Donald J. King, in propria persona; Kimberly L. King, argued as respondent in propria persona. Cause submitted.

Court adjourned.

The following cases are submitted this date:

E042066 People v. Ruben Osorio
E041847 In re Luis Z., a Person Coming Under the Juvenile Court Law.
People v. Luis Z.

E041712 In re Lee Staben on Habeas Corpus

Opinion

Petition granted.

King, J.

I concur: Gaut, Acting P.J.

I concur and dissent: Miller, J.

E038982 The People v. Martel Antwone Sutton

Opinion

Judgment affirmed with directions.

Hollenhorst, Acting P.J.

We concur: King, J., Miller, J.

E042142 The People v. Stephen Austin Penn

Opinion

Judgment affirmed with directions.

Gaut, J.

We concur: Hollenhorst, Acting P.J., Miller, J.

E041553 Great American Insurance Companies et al. v.
City of San Jacinto

Opinion

Judgment affirmed.

Gaut, J.

We concur: Hollenhorst, Acting P.J., Richli, J.

Minutes
November 6, 2007

E041743 The People v. Juan Manuel Villa

Opinion

Judgment affirmed.

Gaut, J.

We concur: Hollenhorst, Acting P.J., Miller, J.

E041033 The People v. Joseph Neil Kelly

Opinion

Judgment affirmed.

Gaut, J.

We concur: Richli, Acting P.J., Miller, J.

**E041600 In re Alisha D. et al., Persons Coming Under the Juvenile Court Law.
Department of Public Social Services v. Julia D. et al.**

Opinion

Judgment affirmed in part, reversed in part with directions.

Gaut, J.

We concur: Ramirez, P.J., McKinster, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 7, 2007**

Court convened at 9:00am

Panel 3

Present:

Ramirez, P.J.

McKinster, J.

Richli, J.

Belinda Ramirez, Deputy Clerk

E041014 Sandra Snodgrass v. Eisenhower Medical Center

Merits. Cause called and Lyle R. Mink, Esq., argued for appellant; Susan Heider, Esq., argued for respondent. Cause submitted.

Court recessed.

Court reconvened.

Panel 3a

Present:

Ramirez, P.J.

McKinster, J

King, J.

Belinda Ramirez, Deputy Clerk

E040732 Michael Petersen v. Jerry Dagrella et al.

Merits. Cause called and Scott N. Harlow, Esq., argued for appellant; Victor Wolf, Esq., argued for respondents. Cause submitted.

Court recessed.

Court reconvened.

Panel 3b

Present:

Ramirez, P.J.

Hollenhorst, J.

Miller, J.

Belinda Ramirez, Deputy Clerk

Minutes
November 7, 2007

E042455 Nestle Waters North America, Inc. v. John Guest Limited

Merits. Cause called and Paul J. Shardlow, Esq., argued for appellant; Eric A. Amador, Esq., argued for respondent. Cause submitted.

Court recessed.

Court reconvened.

Panel 3c

Present:

Hollenhorst, Acting P.J.

McKinster, J.

Richli, J.

Belinda Ramirez , Deputy Clerk

E041660 Eastern Municipal Water v. The Superior Court; Massoud Tajik et al.

Merits. Cause called and Robert T. Andersen, Esq., argued for petitioner; David B. Cosgrove, Esq., argued for real parties in interest. Cause submitted.

Court recessed.

Court reconvened.

Panel 3e

Present:

Hollenhorst, Acting P.J.

King, J.

Miller, J.

Belinda Ramirez, Deputy Clerk

E040778 Amanda Laabs, a minor, etc. v. City of Victorville

Merits. Cause called and Wendy Lascher, Esq., argued for appellant Amanda Laabs, etc.; Lisa Willhelm Cooney, Esq., argued for appellant City of Victorville. Cause submitted.

Court recessed.

Court reconvened at 1:30pm

Minutes
November 7, 2007

Panel 4
Present:
Hollenhorst, Acting P.J.
Richli, J.
Gaut., J.
Michelle Parlapiano, Deputy Clerk

E039446 Thomas S. Tooma v. Charles H. House et al.

Merits. Cause called and Richard S. Ruben, Esq., argued for appellant; Judith M. Tishkoff, Esq., argued for respondents. Cause submitted.

E041190 Scott Aden, as Trustee, etc. v. City of Ontario

Merits. Cause called and Steven H. Josephs, Esq., argued for appellant; Kira Klatchko, Esq., argued for respondent; Brian Neach, Esq., argued for amicus curiae. Cause submitted.

**E040814 In re the Marriage of Sandra and John Olson.
Sandra Olson v. John G. Olson**

Merits. Cause called and Daniel W. Rinadelli, Esq., argued for appellant; Steven A. Becker, Esq., argued for respondent. Cause submitted.

E041182 American Guarantee and Liability Insurance v. ADP Marshall, Inc. et al.

Merits. Cause called and Jay D. Harker, Esq., argued for appellant; Scott P. Cranny, Esq., argued for respondents. Cause submitted.

E040215 Home Depot Overtime Cases

Merits. Cause called and Brad Seligman, Esq., argued for appellants; Rex S. Heinke, Esq., argued for respondent. Cause submitted.

E042278 Jones Malone v. Michaelene Thrush

Merits. Cause called and Valerie M. Ross, Esq., appeared for appellant; no appearance on behalf of respondent. Cause submitted.

**E041817 In re the Marriage of Roger and Susan Anderson.
Roger Earl Anderson v. Susan Carol Anderson**

Merits. Cause called and Basil T. Chapman, Esq., argued for appellant; Richard A. Miller, Esq., argued for respondent. Cause submitted.

Minutes
November 7, 2007

E041858 Robert A. Garretson v. Deborah Post

Merits. Cause called and John B. Barriage, Esq., argued for appellant; Robert A. Garretson, argued as respondent in propria persona. Cause submitted.

Court adjourned.

**E042887 In re Madeleine W., a Person Coming Under the Juvenile Court Law.
LDS Family Services v. Cody W. Opinion**

Judgment affirmed.

Gaut, J.

We concur: Hollenhorst, Acting P.J., Miller, J.

**E043119 In re D.A. et al., Persons Coming Under the Juvenile Court Law.
Department of Children's Services v. K.H. et al.**

Judgment affirmed.

King, J.

We concur: Hollenhorst, Acting P.J., Richli, J.

E039828 The People v. Sean Ramiro Lopez Opinion

Judgment affirmed.

Ramirez, P.J.

We concur: McKinster, J., Richli, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 8, 2007**

- E042073 The People v. Anthony Wayne Johnson Opinion**
Judgment affirmed.
Richli, J.
We concur: Ramirez, P.J., McKinster, J.
- E041970 In re Ieshia J., a Person Coming Under the Juvenile Court Law.
The People v. Ieshia J. Opinion**
Judgment affirmed.
King, J.
We concur: Ramirez, P.J., Richli, J.
- E042080 Brianna V. Barragan, a Minor, etc., et al. v.
Robert Lopez M.D. Order**
The request for publication of opinion filed October 18, 2007, is granted. It is so ordered that said opinion be certified for partial publication.
- E043071 The People v. Louis Clayton Chatman Opinion**
Judgment affirmed.
Hollenhorst, Acting P.J.
We concur: Gaut, J., Miller, J.
- E040592 The People v. John Carr et al. Opinion**
Judgment affirmed in part and reversed in part with directions.
King, J.
We concur: Ramirez, P.J., Miller, J.
- E041834 The People v. Erasmo Vargas Opinion**
Judgment affirmed.
Richli, J.
We concur: Ramirez, P.J., McKinster, J.
- E040554 The People v. Randy Marroquin Opinion**
Judgment affirmed.
Richli, J.
We concur: Ramirez, P.J., McKinster, J.

Minutes
November 8, 2007

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|-----------------|---|----------------|
| E043784 | Kelly B. v. Superior Court; Department of Children's Services
Petition denied.
Hollenhorst, Acting P.J.
We concur: Gaut, J., Miller, J. | Opinion |
| E043975 | Norma M. v. Superior Court; Department of Public Social Services
Petition denied.
McKinster, J.
We concur: Ramirez, P.J., Richli, J. | Opinion |
| E042545 | In re Raul O., a Person Coming Under the Juvenile Court Law. The People v. Raul O.
Judgment affirmed.
Richli, J.
We concur: Ramirez, P.J., McKinster, J. | Opinion |
| E039614* | Michael Freeman v. Mattress Gallery | Opinion |
| E039615* | Michael Freeman v. Gallery Corp. et al.
Judgments affirmed in part and reversed in part.
Ramirez, P.J.
I concur: Richli, J.
I dissent: Hollenhorst, J.
*Consolidated for oral argument and decision. | |
| E039507 | Terry Anderson v. Riverside Chrysler Jeep
Judgment affirmed in part and reversed in part.
Ramirez, P.J.
I concur: Richli, J.
I dissent: Hollenhorst, J. | Opinion |
| E042517 | The People v. Tracey Allen Moss
Judgment affirmed.
Ramirez, P.J.
We concur: McKinster, J., Gaut, J. | Opinion |
| E043127 | The People v. Albert Camacho
Judgment affirmed.
Ramirez, P.J.
We concur: McKinster, J., Gaut, J. | Opinion |

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 9, 2007**

The following case is submitted this date:

**E042578 In re L.L., a Person Coming Under the Juvenile Court Law.
Department of Public Social Services v. Nanette G.**

E041126 The People v. Bernardo Torres Opinion
Judgment affirmed.
Ramirez, P.J.
We concur: McKinster, J., Gaut, J.

E040366 The People v. Adrian Frank Gonzales Opinion
Judgment affirmed in part and reversed in part.
Ramirez, P.J.
We concur: McKinster, J., Gaut, J.

E040476 The People v. Max Eugene Littman et al., Opinion
Judgment affirmed.
Ramirez, P.J.
We concur: McKinster, J., Gaut, J.

E042891 The People v. Jesus C. Pena Opinion
Judgment affirmed.
Hollenhorst, Acting P.J.
We concur: Gaut, J., Miller, J.

E042272 The People v. Curt Leroy Freeman Opinion
Judgment affirmed in part; reversed in part.
Ramirez, P.J.
We concur: McKinster, J., Richli, J.

E042937 The People v. Oscar Rafael Sanchez Modification of Opinion
No change in judgment
Petition for rehearing denied.
Richli, J.
We concur: Ramirez, P.J., McKinster, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 12, 2007**

No Minutes for November 12, 2007.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 13, 2007**

- E042963 The People v. Bobby Lewis Momon Opinion**
Judgment affirmed with directions.
Ramirez, P.J.
We concur: Hollenhorst, J., Miller, J.
- E041312* Gerard Ste. Marie v. Riverside County Regional Park and Open
Space District; Mt. San Jacinto Community College
District Opinion**
Judgment affirmed.
Miller, J.
We concur: Ramirez, P.J., King, J.
***Certified for Publication**
- E041939 The People v. William Wright Opinion**
Judgment affirmed.
Ramirez, P.J.
We concur: McKinster, J., Richli, J.
- E039410 The People v. Eric Vogt Opinion on Remand**
Judgment affirmed as modified.
Richli, J.
We concur: Hollenhorst, Acting P.J., McKinster, J.
- E042195 In re Jesus P., a Person Coming Under the Juvenile
Court Law. Opinion**
The People v. Jesus P.
Judgment affirmed with directions.
McKinster, J.
We concur: Ramirez, P.J., Richli, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 14, 2007**

The following cases are submitted this date:

E042523	The People v. Sean Keith Palmer
E042707	In re Nicholas A., a Person Coming Under the Juvenile Court Law. People v. Nicholas A.
E040960	People v. Joel Castillo
E041772	People v. Thomas Chenoweth
E041049	People v. Scott Lee
E041831	People v. Bradley Penn
E039865	In re Efrain R., a Person Coming Under the Juvenile Court Law. People v. Efrain R.
E041200	People v. Jerome Scott
E041052	Merlin J. Norton et al. v. Paul McDonnell; Riverside Board of Supervisors Arthur E. Svendsen v. Paul McDonnell; Riverside Board of Supervisors
E041538	Ronald Smith v. Judy Earp, as Trustee, etc. et al.
E042638	In re James B., a Person Coming Under the Juvenile Court Law. Department of Public Social Services v. Steven B. et al.
E043058	In re Alex M., a Person Coming Under the Juvenile Court Law. Department of Children's Services v. Alfred M.
E043241	In re D.P., a Person Coming Under the Juvenile Court Law. Department of Children's Services v. Darrell P.
E042382	In re P.M. et al., Persons Coming Under the Juvenile Court Law. Department of Public Social Services v. Ayanna R.
E043235	In re Theresa M. et al., Persons Coming Under the Juvenile Court Law. Department of Children's Services v. Kimberly W.
E042855	In re Grace S., a Person Coming Under the Juvenile Court Law. Department of Children's Services v. Tabatha P.
E042927	People v. Lance Cotton
E038956	People v. Lynn Dorsey
E042221	People v. Joseph Hicks
E041930	People v. Robin Sherwood
E041767	People v. Garland Jones
E043222	The People v. Anthony Flores
E043594	In re Evangeline S., A Person Coming Under the Juvenile Court Law. Department of Children's Services v. Angela S.

Minutes

November 14, 2007

**E042586 In re Jesus R., a Person Coming Under the Juvenile Court Law.
The People v. Jesus R. Opinion**

Judgment affirmed.

Ramirez, J.

We concur: Hollenhorst, J., Miller, J.

E039308 The People v. Carlos Luna

Change in judgment

Judgment affirmed as modified.

McKinster, Acting P.J.

I concur: Richli, J.

Modification of Opinion

**E041847 In re Luis Z., a Person Coming Under the Juvenile Court Law.
The People v. Luis Z. Opinion**

Judgment affirmed.

Richli, J.

We concur: Ramirez, P.J., McKinster, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 15, 2007**

The following case is submitted this date:

E042338 The People v. Roy J. Talley

E041935 Matthew Pfeffer v. Missionary Foundation, Inc

Opinion

Judgment reversed.

King, J.

We concur: Ramirez, P.J., McKinster, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 16, 2007**

The following cases are submitted this date:

**E042420 The People v. Brian Cronin
E043283 The People v. Matthew E. Morrow
E042359 The People v. David Yost
E043502 The People v. Darryl Funderburk**

E039013 The People v. Charles L. Hale, Jr.

Opinion

Judgment affirmed in part; reversed in part with directions.

Ramirez, P.J.

We concur: King, J., Miller, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 19, 2007**

The following case is submitted this date:

E043377 The People v. Clifford Benton

E041396 City of Chino v. San Bernardino Associated Governments

Judgment reversed.

Opinion

Hollenhorst, Acting P.J.

We concur: McKinster, J., Miller, J.

**E042322 In re Alexis H., a Person Coming Under the Juvenile Court Law.
Department of Public Social Services v. Melissa U.**

Opinion

Judgment affirmed in part, reversed in part with directions.

Hollenhorst, Acting P.J.

We concur: Richli, J., King, J.

**E042077 In re the Marriage of Diane and Victor Anastasi
Diane Maldonado v. Victor Anastasi**

Opinion

Judgment affirmed.

McKinster, Acting P.J.

We concur: Richli, J., King, J.

E040705 The People v. Sharon Driskell

Opinion

Judgment affirmed.

Hollenhorst, Acting P.J.

We concur: Richli, J., Gaut, J.

E041481 The People v. Adam Lee Spiking

Opinion

Judgment affirmed in part, amended in part.

Hollenhorst, Acting P.J.

We concur: Richli, J., King, J.

**E041660 Eastern Municipal Water District v. The Superior
Court of Riverside County; Massoud Tajik et al.**

Opinion

Petition granted.

McKinster, J.

We concur: Hollenhorst, Acting P.J., Richli, J.

Minutes
November 19, 2007

- E041190 Scott G. Aden, as Trustee, etc., v. City of Ontario Opinion**
Judgment affirmed.
Hollenhorst, Acting P.J.
We concur: Richli, J., Gaut, J.
- E041940 The People v. Francisco Javier Ruiz Order**
Pursuant to rule 8.256 of the California Rules of Court, the
submission is vacated and the cause is resubmitted as of this
date.
- E042734 In re Kirsten G. et al., Persons Coming Under the Juvenile Court
Law.
Department of Children's Services v. Cristy S. et al. Opinion**
Judgment affirmed.
Miller, J.
We concur: Hollenhorst, Acting P.J., McKinster, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 20, 2007**

The following cases are submitted this date:

E043759	Robert R. et al. v. Superior Court; Department of Children's Services
E042924	The People v. David Gurwell
E043545	The People v. Joe McBath
E042829	In re Shyanne B., a Person Coming Under the Juvenile Court Law. Department of Public Social Services v. Belinda B.
E042554	In re Shannon C. et al., Persons Coming Under the Juvenile Court Law. Department of Children's Services v. Kenneth C. et al.
E041709	The People v. Mark Steven Blair
E042214	The People v. Jerry Ralph Penunri, Jr.
E040755	The People v. Christian Rivera
E041244	The People v. Larry Simon
E041832	The People v. Abijah Williams
E042645	The People v. Jimmie Lee Oates
E041027	The People v. Deion Michael Thompson

E041817	In re the Marriage of Roger Earl and Susan Carol Anderson. Roger Earl Anderson v. Susan Carol Anderson	Opinion
	Judgment affirmed. Gaut, J. We concur: Hollenhorst, Acting P.J., Richli, J.	

E041858*	Robert A. Garretson v. Deborah Post	Opinion
	Judgment affirmed with directions. Gaut, J. We concur: Hollenhorst, Acting P.J., Richli, J. *Certified for Publication	

E042460	In re Emily B. et al., Persons Coming Under the Juvenile Court Law. Department of Public Social Services v. Jennifer N.	Opinion
	Judgment affirmed. Gaut, J. We concur: McKinster, Acting P.J., King, J.	

**Minutes
November 20, 2007**

- E040884 The People v. James Marcus Coronado Opinion**
Judgment affirmed.
Gaut, J.
We concur: McKinster, Acting P.J., King, J.
- E040115 The People v. Timothy W. Johnson Opinion**
Judgment affirmed.
Gaut, J.
We concur: Richli, Acting P.J., King, J.
- E042361 In re C.R. et al., Persons Coming Under the Juvenile Court Law.
Department of Public Social Services v. Amy R. Opinion**
- E042532* In re C.R. et al., Persons Coming Under the Juvenile Court Law.
Department of Public Social Services v. Jeremy P.**
Judgment affirmed.
McKinster, Acting P.J.
We concur: Richli, J., King, J.
***Consolidated for all purposes**

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 21, 2007**

The following case is submitted this date:

- E042629 In re David N., a Person Coming Under the Juvenile Court Law.
The People v. David N.**
- E038344* Estate of Don Mauzey, Deceased; Larry Mauzey v. James Mauzey et
al.; Ruth Mauzey**
- E041215* Estate of Don Mauzey, Deceased; Ronald Mauzey v. James Mauzey et
al.; Ruth Mauzey Opinion**
- Judgment affirmed.
McKinster, Acting P.J.
We concur: Richli, J., King, J.
***Consolidated for oral argument and decision.**
- E040171 The People v. Chester Ray Killebrew Opinion**
- Judgment affirmed.
McKinster, Acting P.J.
We concur: Richli, J., King, J.
- E040753 The People v. Sonya Rochelle Bullette Opinion**
- Judgment affirmed.
McKinster, Acting P.J.
We concur: Ramirez, P.J., Gaut, J.
- E040720* The People v. Nicholas E. Thurman Opinion**
- Judgment affirmed.
McKinster, Acting P.J.
We concur: Gaut, J., King, J.
***Certified for Publication**
- E040215 Home Depot Overtime Cases Opinion**
- Judgment affirmed.
Gaut, J.
We concur: Hollenhorst, Acting P.J., Richli, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 22, 2007**

Holiday.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 23, 2007**

Holiday.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 26, 2007**

The following cases are submitted this date:

**E042737 In re Haley A., a Person Coming Under the Juvenile Court Law.
Department of Public Social Services v. Christie A.**
**E041950 In re Calvin T. et al., Persons Coming Under the Juvenile Court Law.
Department of Public Social Services v. Kimberly R. et al.**
E038944 People v. Ricky Tommy Aragon
E041621 People v. Carl Jerome Hill
E040710 People v. Philip Patin
E040434 People v. Steve Cruz Romero
E042938 People v. Lester Adonis Scruggs

E041250 The People v. Danny Ray Leonard Opinion
Judgment affirmed in part; reversed in part with directions.
Gaut, J.
We concur: McKinster, Acting P.J., King, J.

E041017 The People v. Juan Jose Lopez Opinion
Judgment vacated in part and remanded for resentencing; affirmed in part.
Hollenhorst, J.
We concur: Ramirez, P.J., Gaut, J.

E040241 The People v. Robert Neil Rosenberg Opinion
Judgment affirmed in part; dismissed in part.
Gaut, J.
We concur: McKinster, Acting P.J., King, J.

E040695 The People v. Christopher Edward Sperling Opinion
Judgment affirmed.
Richli, J.
We concur: McKinster, Acting P.J., King, J.

E041401 The People v. Fernando Soria Opinion
Judgment affirmed in part and reversed in part.
Richli, J.
We concur: McKinster, Acting P.J., King, J.

**Minutes
November 26, 2007**

- E040153 The People v. Juan Esquivas Mercado Opinion**
Judgment affirmed.
Richli, J.
We concur: Hollenhorst, Acting P.J., Miller, J.
- E040814 In re the Marriage of Sandra and John G. Olson Opinion**
Sandra Olson v. John G. Olson
Judgment affirmed.
Richli, J.
We concur: Hollenhorst, Acting P.J., Gaut, J.
- E043241 In re D.P., a Person Coming Under the Juvenile Court Law.**
Department of Children's Services v. Darrell P. Opinion
Judgment affirmed.
Richli, J.
We concur: Ramirez, P.J., McKinster, J.
- E042221 The People v. Joseph N. Hicks Opinion**
Judgment affirmed with directions.
King, J.
We concur: Ramirez, P.J., Richli, J.
- E042239 In re Amy N. et al., Persons Coming Under the Juvenile Court Law.**
Department of Public Social Services v. A.N. et al. Opinion
Judgment affirmed.
Richli, J.
We concur: Hollenhorst, Acting P.J., Miller, J.
- E041831 The People v. Bradley Stephen Penn Opinion**
Judgment affirmed.
King, J.
We concur: Ramirez, P.J., Richli, J.
- E042707 In re Nicholas A., a Person Coming Under the Juvenile Court Law.**
The People v. Nicholas A. Opinion
Judgment affirmed.
King, J.
We concur: Ramirez, P.J., Richli, J.

Minutes
November 26, 2007

- E042638 In re James B., a Person Coming Under the Juvenile Court Law.**
Department of Public Social Services v. Steven B. et al. Opinion
Judgment affirmed.
King, J.
We concur: Ramirez, P.J., Richli, J.
- E042927 The People v. Lance Christopher Cotten Opinion**
Judgment affirmed in part, reversed in part.
Ramirez, P.J.
We concur: McKinster, J., Richli, J.
- E042278 Jones Fuller Malone v. Michaelene Thrush Opinion**
Judgment affirmed.
Richli, J.
We concur: Hollenhorst, Acting P.J., Gaut, J.
- E042382 In re P.M. et al., Persons Coming Under the Juvenile Court Law.**
Department of Public Social Services v. Ayanna R. Opinion
Judgment affirmed.
Ramirez, P.J.
We concur: McKinster, J., Richli, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 27, 2007**

Order to Show Cause Hearing

Court convened at 10:00 a.m.

Present:

Hollenhorst, J.

Jackie Hoar, Settlement Conference Coordinator

Elizabeth Ceballos, Deputy Clerk

E043006 G.H. Prestidge v. Oscar Home Care, Inc.

Cause called and no appearance made by Gregory S. Emerson, Esq., on behalf of himself in pro per.

E042729 ABN AMRO Mortgage Group, Inc. et al. v. LLP Development Corporation et al.

Cause called and Timothy A. Hall, Esq., argued on behalf of himself in pro per; no appearance made by John R. Call, Esq., on behalf of himself in pro per.

Court recessed.

E043006 G.H. Prestidge v. Oscar Home Care, Inc.

Cause called and Gregory S. Emerson, Esq., argued on behalf of himself in pro per.

Court adjourned.

The following cases are submitted this date:

E043862 Jasinta P. v. Superior Court; Department of Children's Services

E041547 People v. Michael Garza

E042589 People v. William Johnson

E042045 People v. Randall Realsen

**E043026 In re L.M. et al., Persons Coming Under the Juvenile Court Law.
Department of Children's Services v. L.M.**

**E043693 In re Factor H., a Person Coming Under the Juvenile Court Law.
Department of Public Social Services v. Julie G.**

**E043810 In re Kayla C., a Person Coming Under the Juvenile Court Law.
Department of Public Social Services v. Alejandra Y.**

Minutes
November 27, 2007

- E039093* The People v. Gerry Glenn Scott Opinion on Remand**
Judgment affirmed.
King, J.
We concur: McKinster, Acting P.J., Gaut, J.
***Certified for partial publication**
- E042855 In re Grace S., a Person Coming Under the Juvenile Court Law.**
Department of Children's Services v. Tabatha P. Opinion
Judgment affirmed.
Ramirez, P.J.
We concur: McKinster, J., Richli, J.
- E041033 The People v. Joseph Neil Kelly Modification of opinion**
No change in judgment.
Petition for rehearing denied.
Gaut, J.
We concur: Richli, Acting P.J., Miller, J.
- E039390 Craig Fischlein, an Incompetent Person, etc., et al., v.**
James Paul Collins et al. Modification of opinion
No change in judgment.
McKinster, J.
We concur: Ramirez, P.J., Hollenhorst, J.
- E039722 The People v. Ronald Cheatum Opinion on Remand**
Judgment affirmed.
King, J.
We concur: Ramirez, P.J., Hollenhorst, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 28, 2007**

The following case is submitted this date:

E043338 The People v. George C. Pappas

E040617 The People v. Mark Anthony Dodson

Opinion

Judgment affirmed with directions.

Miller, J.

We concur and dissent: Ramirez, P.J., King, J.

E042938 The People v. Lester Adonis Scruggs

Opinion

Judgment affirmed as modified.

Richli, J.

We concur: Ramirez, P.J., McKinster, J.

E043018 The People v. Lamonte Dion Eason

Opinion

Judgment affirmed.

Hollenhorst, Acting P.J.

We concur: Gaut, J., Miller, J.

E040960 The People v. Joel Aramenta Castillo

Opinion

Judgment affirmed.

King, J.

We concur: Ramirez, P.J., Richli, J.

E041940 The People v. Francisco Javier Ruiz

Opinion

Judgment affirmed.

Ramirez, P.J.

We concur: Hollenhorst, J., King, J.

E042066 The People v. Ruben Emilio Osorio

Opinion

Judgment affirmed in part; reversed in part.

McKinster, J.

We concur: Ramirez, P.J., Richli, J.

E038956 The People v. Lynn Joseph Dorsey

Opinion

Judgment affirmed,

King, J.

We concur: Ramirez, P.J., Richli, J.

**Minutes
November 28, 2007**

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| E040710 | The People v. Philip Patin
Judgment affirmed with directions.
Richli, J.
We concur: Ramirez, P.J., McKinster, J. | Opinion |
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| E043861 | Eveliene S. v. Superior Court; Department of Children's Services
Petition denied.
Gaut, J.
We concur: Hollenhorst, Acting P.J., Miller, J. | Opinion |
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| E041621 | The People v. Carl Jerome Hill
Judgment affirmed with directions.
Richli, J.
We concur: Ramirez, P.J., McKinster, J. | Opinion |
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| E042983 | In re Grant G., a Person Coming Under the Juvenile Court Law.
The People v. Grant G.
Judgment affirmed.
Richli, J.
We concur: Ramirez, P.J., McKinster, J. | Opinion |
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| E040434 | The People v. Steve Cruz Romero
Judgment affirmed in part; reversed in part with directions.
Ramirez, P.J.
We concur: McKinster, J., Richli, J. | Opinion |
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| E042341 | In re Eric H., a Person Coming Under the Juvenile Court Law.
The People v. Eric H.
Judgment affirmed.
Ramirez, P.J.
We concur: McKinster, J., Richli, J. | Opinion |
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| E040848* | The People v. Roy Cobb, Jr.
Judgment affirmed.
Richli, J.
We concur: Hollenhorst, Acting P.J., Miller, J.
*Certified for partial publication | Opinion |
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| E042214 | The People v. Jerry Ralph Penunri, Jr.
Judgment affirmed.
King, J.
We concur: Ramirez, P.J., Richli, J. | Opinion |

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 29, 2007**

- E042645 The People v. Jimmie Lee Oates Opinion**
Judgment affirmed with directions.
Gaut, J.
We concur: Hollenhorst, Acting P.J., Miller, J.
- E042554 In re Shannon C., a Person Coming Under the Juvenile Court Law.
Department of Children's Services v. Kenneth C. et al. Opinion**
Judgment affirmed.
Gaut, J.
We concur: Hollenhorst, Acting P.J., Miller, J.
- E041763* In re G.C., a Person Coming Under the Juvenile Court Law.
The People v. G.C. Opinion**
Judgment affirmed.
Ramirez, P.J.
We concur: Hollenhorst, J., Miller, J.
***Certified for Publication.**
- E042706 The People v. Joshua M. Earp Opinion**
Judgment affirmed.
Hollenhorst, Acting P.J.
We concur: Gaut, J., Miller, J.
- E041832 The People v. Abijah Williams Opinion**
Judgment affirmed.
Gaut, J.
We concur: Hollenhorst, Acting P.J., Miller, J.
- E041211 The People v. Tyree Lavelle Coutee et al. Opinion**
Judgment affirmed.
McKinster, J.
We concur: Ramirez, P.J., Richli, J.

Minutes
November 29, 2007

E042533/E042593* In re Vanessa R., a Person Coming Under the Juvenile Court Law.

The People v. Vanessa R.

Opinion

Judgment affirmed.

McKinster, J.

We concur: Ramirez, P.J., Richli, J.

***Consolidated for briefing, oral argument and decision.**

E041200 The People v. Jerome Norman Scott

Opinion

Judgment affirmed.

Ramirez, P.J.

We concur: McKinster, J., Richli, J.

E041389 The People v. Eduardo Villegas Calderon

Order

Pursuant to California Rules of Court, rule 8.256(e)(1), submission is vacated and cause is resubmitted as of this date.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 30, 2007**

The following case is submitted this date:

E043543 People v. Seyedhossein Aghaseyedjavadi

**E042803 In re A.A. et al., Persons Coming Under the Juvenile Court Law.
Department of Public Social Services v. Veronica J. Opinion**

Judgment affirmed.

McKinster, J.

We concur: Ramirez, P.J., Gaut, J.

E043226 The People v. Roberto Conde Opinion

Judgment affirmed.

Ramirez, P.J.

We concur: McKinster, J., Richli, J.

E043046 The People v. Verlon Watkins, Jr. Opinion

Judgment affirmed.

McKinster, J.

We concur: Ramirez, P.J., Richli, J.

**E041950 In re Calvin T. et al., Persons Coming Under the Juvenile Court Law.
Department of Public Social Services v. Kimberly R. et al. Opinion**

Judgment affirmed.

Ramirez, P.J.

We concur: McKinster, J., Richli, J.